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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

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7 WIRELESS SWITCH IP, LLC.,  
8 Plaintiff,

9 v.

10 LENOVO (UNITED STATES) INC., et al.,  
11 Defendants.

Case No. [17-cv-03626-JD](#)

**ORDER CONDITIONALLY  
DISMISSING CASE**

12  
13 The Court is advised that the parties have settled. . Re: Dkt. No. 60. Consequently, the  
14 Court vacates all pretrial deadlines and dismisses this case without prejudice. If any party certifies  
15 to the Court within **90** days from the date of this order that the agreed consideration for the  
16 settlement of this action has not been delivered, this order will be vacated and the case will be set  
17 for a case management conference. If no certification is filed, the dismissal will be deemed to be  
18 **with prejudice** after 90 days.

19 **The parties are directed not to ask the Court for a “dismissal with prejudice” at any**  
20 **time after this order, or to ask for an order confirming dismissal under FRCP 41(a)(1).** No  
21 Court order is necessary for dismissal under that rule.

22 **IT IS SO ORDERED.**

23 Dated: October 5, 2017

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26 JAMES DONATO  
27 United States District Judge  
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